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Atty Docket No. 17726A-000420US

PTO FAX NO.: 703-872-9306

ATTENTION: Examiner: Wilson, Michael C.

Group Art Unit 1632

**OFFICIAL COMMUNICATION  
FOR THE PERSONAL ATTENTION OF  
EXAMINER Wilson, Michael C.**

**CERTIFICATION OF FACSIMILE TRANSMISSION**

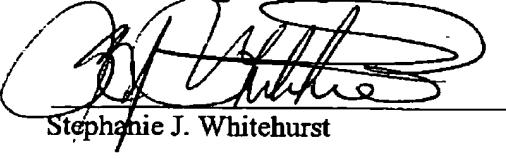
I hereby certify that the following documents in re Application of LEE et al., Application No. 10/028,726, filed December 21, 2001 for PRODUCTS AND METHODS FOR CONTROLLING THE SUPPRESSION OF THE NEOPLASTIC PHENOTYPE are being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Documents Attached

1. Amendment
2. Copy of Communication in Response to Decision on Petition Under 37 CFR 1.47(a)

Number of pages being transmitted, including this page: 9

Dated: March 3, 2005



Stephanie J. Whitehurst

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TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, Eighth Floor  
San Francisco, CA 94111-3834  
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60435758 v1

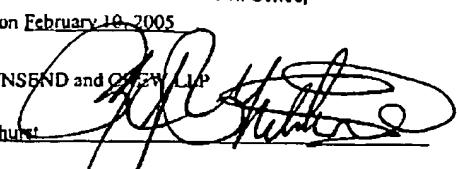
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PATENT  
Attorney Docket No.: 17726A-000420US  
Client Ref. No.: 1988-209

TOWNSEND and TOWNSEND and COWEN LLP

By: Stephanie L. Whitehurst



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

### In re application of:

LEE *et al.*  
Application No.: 10/028,726  
Filed: December 21, 2001  
For: PRODUCTS AND METHODS FOR  
CONTROLLING THE SUPPRESSION  
OF THE NEOPLASTIC PHENOTYPE  
Customer No.: 20350

### Confirmation No.

Examiner: Wilson, Michael C.  
Art Unit: 1632  
COMMUNICATION IN RESPONSE TO  
DECISION ON PETITION UNDER 37  
CFR 1.48(a)

Mail Stop Petitions  
Commissioner for Patent  
Box 1450  
Alexandria, VA 22313-1450

Sir:

The following Communication is in response to the Decision on Petitions mailed November 24, 2005..

### REMARKS

This Communication addresses the single remaining requirement for a positive decision on the Petition Under 37 CFR 1.48(a). According to the Decision, Applicants have not satisfied the requirement which refers to the filing a 37 CFR §3.73(b) Statement. Applicants hereby submit an executed Statement introducing the Reel/Frame

# COPY

Appl. No. 10/028,726  
Communication dated: February 10, 2005  
Reply to Decision dated: November 24, 2005

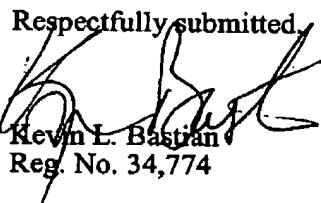
PATENT

(4991/0938) of the recorded assignment from Wen-Hwa Lee, Huei-Jen Su Huang and Eva Y.H.P. Lee to the Regents of the University of California. The submission of this Statement now meets the full requirements for a Petition under 37 CFR §1.48(a).

CONCLUSION

Applicants hereby renew the Petition under 37 CFR §1.48(a) and request a favorable decision on the merits of additional information presented.

Respectfully submitted,

  
Kevin L. Bastian  
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60417304 v1

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PTD/SB/96 (08-03)

Attorney Docket No. 17726A-000420US

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: The Regents of the University of CaliforniaApplication No./Patent No.: 10/028,726 Filed/Issue Date: December 21, 2001Entitled: Products And Methods For Controlling The Suppression Of The Neoplastic PhenotypesThe Regents of the University of California, a University

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1.  the assignee of the entire right, title, and interest or
2.  an assignee of less than the entire right, title and interest.  
The extent (by, percentage) of its ownership interest is \_\_\_\_\_ %

In the patent application/patent identified above by virtue of either:

A.  An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 4991 Frame 0838 or for which a copy thereof is attached.

OR

B.  A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

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 Additional documents in the chain of title are listed on a supplemental sheet. Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8.]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

02/09/05

Date

510-587-6000

Telephone number

Linda L. Stevenson

Typed or printed name

Linda L. Stevenson

Signature

Manager, Patent Prosecution

Title

60195380 v1

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